

Governor's Advisory Council on Aging

2005 Legislative Update

May 13, 2005

Sine Die—Both the Senate and the House ended their legislative session at 1:25 a.m. Friday, May 13, 2005. A summary of the final action on bills affecting older adults is found below. When a bill is signed into law, the Secretary of State assigns it a Chapter numbers--a reference number—that can be used to order the final version of the bill or to locate it in the future for research purposes.

All bills become effective 90 days after the last day of the legislative session (May 13) unless a bill contains an emergency clause.

Bills Affecting Health and Welfare and Safety	
SB 1132, chronic disease and pain management task force ; establishes a legislative task force to: evaluate the Arizona's laws that affect a person's access to pain management; review the education provided by professional licensing boards, and analyze available information and resources relating to pain management. A report shall be submitted to the legislature by November 2006. Senators Allen; Cannell; Representatives Bradley, Chase.	04/18/05 Signed into law Chapter 90 04/12/05 Transmit to Governor 04/11/05 3 rd Read (35-23-2-0) Passed 03/08/05 Passed Senate (23-4-3-0)Amended
SB1137, AHCCCS; certified providers ; beginning January 1, 2006, AHCCCS is responsible for ensuring person who are dually eligible under Medicare and AHCCCS receive medications from licensed and certified providers. Sen. Allen.	04/25/05 Signed into law Chapter 193 04/19/05 Transmit to Governor 04/18/05 Senate Final Read (29-0-1-0) Passed, EMER 04/11/05 Transmit to Senate 04/11/05 3 rd Read (56-2-2-0) Emer, Amended, Passed 3/01 3 rd Read Passed Senate (26-0-4) Amend
SB1294, nursing education demonstration project ; appropriation; an act to allocate \$4,000,000 annually from the state general fund for FYs 2005-2010 for the nursing education demonstration fund to increase nursing education and workforce expansion. Sen. Allen.	05/20/05 Signed into law 5/12/05 Passed House and Senate Final Approval 03/23/05 Transmit to House 03/23/05 3 rd Read (22-5-3-0) Amend
SB1358, care institutions; board; continuation ; SB 1358 continues the Board of Examiners of Nursing Care Institution Administrators and Assisted Living Facility Managers for one year, modifies the membership of the Board and allows the Board to take action against regulated persons after their license has expired.	05/11/05 Signed into law Chapter 283 04/13/05 Transmit To Senate 04/13/05 Passed House (52-7-1-0) amended 03/14/05 Passed Senate (21-7-2-0) Amended

House Bills	
HB2091, DES employees; fingerprint requirement; requires each DES employee who has contact with children or vulnerable adults to have a fingerprint clearance card issued. Rep. Konopnicki.	05/04/05 Signed into law Chapter 246 04/20/05 House Final Read (59-0-10) Passed 04/04/05 Transmit to House 04/04/05 3 rd Read (29-0-1) Passed Senate Amend 02/28/05 3 rd Read (58-0-2) Passed House Amend
HB2220, kinship foster care; directs DES to seek approval of HHS to provide cash assistance through the TANF program to relative caregivers to preserve family relationships and promote healthy placements for children. Rep. Landrum Taylor, Bradley, Chase, Lopez, et.al. Amended to reinstate the foster care kinship pilot program that ended January 2005 and makes the program permanent. Other changes.	04/25/05 Signed into law Chapter 220 04/18/05 Transmit to House 04/18/05 3 rd Read (27-2-1-0) Passed 03/15/05 Sent to Senate 03/15/05 Passed House (47-8-5-0) Amended
HB2305, juries, excuse from service; provides that a prospective juror who is at least seventy-five years of age may submit a written statement to the court requesting that the person be excused from service. The prospective juror may request to be excused temporarily or permanently. On receipt of the request, the judge or jury commissioner shall excuse the prospective juror from service. Rep. Nelson.	04/13/05 Signed by Governor Chapter 74 04/07/05 House Final Read (45-8-7-0) Emer, Passed 04/05/05 3 rd Read (20-10-0-0) Passed, Amended 02/07/05 Sent to Senate 02/07/05 Passed House (57-1-2) amended
HB2601, life care facilities; assets; strike everything amendment to require providers after the first year of operation to possess assets in an amount sufficient to assure full performance of the obligations of the provider to fulfill life care contracts and the reserve fund escrow. Rep Carpenter	04/01/05 Signed by Governor Chapter 22 03/24/05 Transmit to Senate 03/24/05 3 rd Read (25-5-0-0) Passed 02/28/05 Passed House (44-15-1) Amended
HB2669, Alzheimer's treatment; pilot project; for the Alzheimer's treatment assistive living facility pilot project, limits the number of persons diagnosed with Alzheimer's disease or other dementia to 300. Rep. Stump, Sen. Allen.	04/25/05 Signed into law Chapter 235 04/18/05 3 rd Read (27-2-1-0) 03/28/05 Passed Health, (4-0-3) 03/23/05 Sen. Health, Rules 03/08/05 Passed House (58-0-2)
Senate Bills	
SB1036, medical malpractice procedural reforms; Permits health care providers to provide patient information to a defendant's attorneys without violating the doctor-patient privilege; prescribes qualifications for expert witnesses in medical malpractice and vulnerable adult abuse cases; and makes apologies or other similar gestures by health care providers inadmissible in court as evidence of liability or an admission against interest. amends Titles 12 and 32.	04/25/05 Signed into law Chapter 183 04/18/05 Senate Final Read (23-6-1-0) Passed 04/18/05 Senate Concurrence 04/11/05 Transmit to Senate 04/11/05 3 rd Read (39-18-3-0)

	Amended, Passed 02/22/05 Passed Senate-3 rd Read (19-10-1-0) Amend
SB1058, (Strike everything amendment) identity theft; creates a new crime, aggravated taking identify of another person or entity and defines the crime. Class 3 Felony.	04/25/05 Signed into law CHAPTER 190 04/18/05 Senate Final Read (29-0-1-0) Passed 04/11/05 Transmit to Senate 04/11/05 3 rd Read (50-8-2-0) Amended and Passed
SB1071, domestic violence fatality review team; allows political subdivisions to create review teams for suspicious deaths and defines the membership of the teams. Sen. Waring.	04/18/05 Signed in law Chapter 87 04/12/05 Senate Final Read (30-0-0-0) Passed 04/12/05 Senate Concurrence 04/04/05 Transmit to Senate 04/04/05 3 rd Read (50-5-5-0) Passed, Amended 02/28/05 3 rd Read Passed Senate (28-0-2) Amend
SB1251, elder provider liability reform; amends the civil remedies in actions against persons who causes or permits the life of a vulnerable adult to be endangered or injured. Allows the court and juries to award punitive damages based on awards in other civil actions, limits the amount a court can award for reasonable attorney fees with some exceptions, and requires reporting certain information to DHS. Sens. Allen, Bennet, Cannell, et.al.	04/18/05 Signed into law Chapter 101 (28-2-0-0) Passed 04/12/05 Senate Concurrence 04/04/05 Transmit to Senate 04/04/05 3 rd Read (46-10-4-0) Amended 02/22/05 3 rd Read (29-0-1-0) Amended
House Resolutions	
HCR2021, health care decisions week; brings awareness to citizens on advanced directives by creating this week in November 2006. Reps Lopez, Garcia M, Sen. Miranda.	04/13/05 Transmit to Secretary of State 04/12/05 Transmit to House 04/12/05 3 rd Read (23-7-0-0) Passed 02/07/05 Passed House --3 rd Read (53-5-2-00)